

REMARKS**The Notice**

The Notice required correction of “informalities”: “signatures are missing on the oath for: John Packes, Jr., Michael [Steib], and Andrew Golden.” The Notice (signed by Ollie Person) indicated that a failure to respond would result in the application being abandoned.

All issues related to the oath have been resolved

Applicants believe that the “informalities” referred to in the Notice have been satisfied through both the Decision According Status Under 37 C.F.R. 1.47(a) (mailed July 7, 2005), as well as the assurances given on July 12, 2005, by Mr. Ron Flood of the USPTO Publications Office.

On January 11, 2002, Applicants submitted a Petition under 37 C.F.R. 1.47(a) to request acceptance of the present application without participation of inventors John Packes, Jr., Michael Steib, and Andrew Golden. On July 7, 2005 (after the mailing of the Notice), the Office of Petitions granted that Petition in its Decision According Status Under 37 C.F.R. 1.47(a) (see enclosed copy).

On July 12, 2005, Applicants spoke via telephone with Mr. Flood, an assistant of Ms. Person. Mr. Flood informed Applicants that he was aware of and had received the Decision According Status Under 37 C.F.R. 1.47(a). Mr. Flood confirmed for Applicants that: 1) because the Petition under 37 C.F.R. 1.47(a) had been granted, the “informalities” discussed in the Notice had been satisfied; 2) because the Notice had been satisfied, the present case would not go abandoned; and 3) because the Notice had been satisfied, the present Application would proceed into publications and issue as a patent with no further action required by the Applicants.

Applicants are grateful to Mr. Flood for his courteous assistance, and it is their understanding that the Notice has been or will be withdrawn and the patent will issue without requiring any further action from Applicants.

If any further action is required of Applicants in order avoid abandonment or secure issuance of the patent, Applicants respectfully request that the undersigned representative be contacted immediately.

CONCLUSION


Applicants respectfully request favorable consideration and early passage to issue of the present application.

No fees are believed to be due for this Response. Please charge any fees that may be required for this Response to Deposit Account No. 50-0271. Furthermore, should an extension of time be required, please grant any extension of time which may be required to make this Response timely, and please charge any fee for such an extension to Deposit Account No. 50-0271.

If the Examiner has any questions regarding this Response or the present application, the Examiner is cordially requested to contact Michael D. Downs at telephone number (203) 461-7292 or via electronic mail at Mdowns@walkerdigital.com.

Respectfully submitted,

July 15, 2005



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